IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL

**Civil Writ Petition No. 1255 of 2004 (S/S)**

Hemraj
S/o Lal Bhadur
Village & Post Gumaniwala,
District Dehradun.

……. Petitioner

Versus

1. State of Uttaranchal.
   through the Principal Secretary,
   Forest Department,
   Govt. of Uttaranchal, Dehradun.
2. The Principal Chief Conservator of Forest,
   Uttaranchal at Nainital.
3. Divisional Forest Officer,
   Dehradun.

…… Respondents

None for the petitioner.
Mr. N.P. Sah, Standing Counsel for the respondent State.

**Hon'ble Prafulla C. Pant, J.**

None present for the petitioner.

Learned Standing Counsel is present for the State.

2) By means of this writ petition, the petitioner, who is engaged on daily wages with the Forest Department of the State, has sought his regularization in service.

3) In view of the principle of law laid down in ***Secretary State of Karnataka Vs. Uma Kevi reported in 2006 A.I.R.S.C.W. Page 1991***, that daily wage workers and the persons employed without undergoing regular selection process under the rules, should not be permitted to be

absorbed or regularized in the service, against the Constitutional Scheme of public employment, this Court is not inclined to issue direction to regularize services of the petitioner.

4) The writ petition is dismissed. Interim order dated 20.06.2005, is hereby, vacated. (All pending applications in this Petition also stand vacated of).

**(Prafulla C. Pant, J.)**

Dt.: November 29, 2006
H.Negi